Single Bench

(2) (4)

CF 100/-

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) NO. 4815 /2006

PETITIONER Smt. Suchita Mukharjee W/o Shri M.M. Mukharjee, aged about 41 years, Upper Division Teacher posted at Govt. Middle School Ram-Nagar, Block Durg, Dist. Durg (C.G.)

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through Secretary, Education Department, D.K.S. Bhawan, Raipur (C.G.)
2. Director of School Education D.K.S. Bhawan, Raipur (C.G.)
3. District Education Officer, Durg, District Durg (C.G.)
4. Block Education Officer, Durg Block-Durg, Dist. Durg (C.G.)
5. Head Master of Govt. Middle School, Ram-Nagar, Block-Durg, Dist.Durg (C.G.)

P.R. No. 4852/06
Presented by Shri P.N. Thawre
dated 11/9/06

WRIT PETITION UNDER ARTICLE 226/227 OF THE COUNSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CEERTIORARI, MANDAMUS, PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERES:

The petitioner above named

(35)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO.4815 OF 2006

Petitioner	:	Smt. Suchita Mukharjee
	versus	
Respondents	:	State of Chhattisgarh and others

Present : Mr. R.S.Patel, counsel for the petitioner.
Mr. Satish Gupta, Deputy Government Advocate for the respondents/State.

ORDER
(Passed on 5th of September, 2006)

Learned counsel appearing for the petitioner submits that the petitioner was appointed as Upper Division Teacher in the Government Middle School, Ram-Nagar, Block Durg, District Durg. In the course of her service, the petitioner obtained B.Ed. Degree in the year 1995-96 at her own expenses.

2. Learned counsel for the petitioner relies on the decision of this Court in *Yashwant Kumar Bharadwaj vs. Municipal*

Corporation, Durg and another[1], wherein it has been held that the Upper Division Teachers, having obtained B.Ed., M.Ed., B.T.I. Certificates, at their own expenses, would be entitled to two advance increments. According to learned counsel for the petitioner, the case of the petitioner is squarely covered by the decision in the matter of *Yashwant Kumar Bharadwaj* (Supra). Learned counsel appearing for the respondents/State fairly concedes to the position and agrees with the statements made by learned counsel for the petitioner.

3. Accordingly, this petition is allowed in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra). No order as to costs.

Certified copy as per rules.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Gopal